

CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
MARCH 7, 2011
COUNCIL CONVENED AT 6:14P.M.

1. The invocation was given by Chaplain Connie Marquis, Salvation Army and the Pledge of Allegiance was led by Council Page Yesenia Centeno.
2. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Timm, Beach,
Elyea, Robertson -11-

Absent: Thompson-Kelly, Beck, McNeely -3-
3. Alderman Mark moved to accept the Journal of Proceedings of February 28, 2011, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Thompson-Kelly, Beck, McNeely absent).

PUBLIC PARTICIPATION

4. Ted Ross urged council members to support pension reform.
5. Marjorie Veitch encouraged the citizens of Rockford to vote "yes" for the continuation of the one-cent sales tax as a funding mechanism for road and infrastructure improvements.
6. Lee Foecking also urged the citizens of Rockford to support the continuation of the one-cent sales tax.
7. Adline Bowah spoke about family struggles and she voiced her opinion of the justice system.
8. Chris Wachowiak thanked council members, City staff and other organizations for continuing to support progress in the Downtown River District area. He also encouraged support for the continuation of the one-cent sales tax.

PETITIONS AND COMMUNICATIONS

9. Alderman Hervey submitted two (2) requests for service. Referred to Police Department and Public Works Department.
10. Alderman Johnson submitted a Memorandum from Julia Valdez, Deputy City Administrator/Director of Human Resources, regarding upcoming special events:

Rock River Valley Blood Center's Red Shoe Run; 4/9/11

Referred to Codes and Regulations Committee.

NEW COMMITTEE REPORTS

11. Alderman Jacobson read a Planning and Development Committee Report recommending approval of the Grant Agreement: HUD EDI – Renaissance Corners Project. The Legal Director shall prepare the appropriate ordinance. LAID OVER.

2011-056CR

- 12.. Alderman Hervey read a Finance and Personnel Committee Report recommending the addition of the contractor, D & H Energy Management, of Huntley, Illinois for Architectural Weatherization services for Human Services Energy Division. The funding source is State & Federal Grant Funds.

Alderman Hervey moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Thompson-Kelly, Beck, McNeely absent). The Committee Report was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Beach, Timm, Elyea, Robertson -11-
Nays: -0-
Absent: Thompson-Kelly, Beck, McNeely -3-

13. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of March 7, 2011 in the amount of \$2,729,996.10. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Beach, Timm, Elyea, Robertson -11-
Nays: -0-
Absent: Thompson-Kelly, Beck, McNeely -3-

14. Alderman Johnson read a Codes and Regulations Committee Report recommending that Chapter 3 of the City of Rockford Code of Ordinances governing Alcohol be renewed to allow for the continuation of Festival Zones and SPF class liquor licenses, as attached hereto. The Legal Director shall prepare the necessary ordinance. LAID OVER.
15. Alderman Johnson read a Codes and Regulations Committee Report recommending the approval of the Outdoor Design Standards Guidelines governing Sidewalk Cafes. LAID OVER.
16. Alderman Johnson read a Codes and Regulations Committee Report recommending Sections 101, 102 and 103 of Chapter 3 of the City of Rockford Code of Ordinances governing Sidewalk Café's be stricken. The Legal Director shall prepare the necessary ordinance. LAID OVER.
17. Alderman Johnson read a Codes and Regulations Committee Report recommending Chapter 26, Article II of the City of Rockford Code of Ordinances governing Obstructions and Encroachments on Streets, Sidewalks And Other Public Places be amended to include the regulation of Sidewalk Cafes and Festival Zone Vending, as attached. The Legal Director shall prepare the necessary ordinance. LAID OVER.

18. Alderman Johnson read a Codes and Regulations Committee Report recommending the approval of the outdoor design standards, Chapter 5, Article III, Division 6 and Division 8 of the City of Rockford Code of Ordinances governing Mall Vending and Transient Vendors be stricken. The Legal Director shall prepare the necessary ordinance. LAID OVER.
19. Alderman Johnson read a Codes and Regulations Committee Report recommending the approval of the Intergovernmental Agreement Amendment for Fiber Optic between Winnebago County and the City of Rockford. The Legal Director shall prepare the necessary Ordinance. LAID OVER.

2011-057CR

20. Alderman Johnson read a Codes and Regulations Committee Report recommending the approval of the Final Plat #4 of Riverside Marketplace.

Alderman Johnson moved to suspend Rule 11, seconded by Alderman Timm. MOTION PREVAILED (Ald. Thompson-Kelly, Beck, McNeely absent). The Committee Report was placed on Passage. MOTION PREVAILED (Ald. Thompson-Kelly, Beck, McNeely absent).

OFFICERS REPORTS

21. Mayor Morrissey presented a Proclamation proclaiming the week of March 7, 2011 to be "IRISH MARCHING SOCIETY WEEK" in Rockford, Illinois and urged all citizens to recognize and support the Irish Marching Society's enthusiastic efforts to celebrate and preserve their Celtic Heritage.
- 22.. Mayor Morrissey presented a Proclamation proclaiming the month of March 2011 to be "AMERICAN RED CROSS MONTH" in Rockford, Illinois and urged all citizens to join in acknowledging the presence and unique contribution of the American Red Cross.
23. Mayor Morrissey called attention to a Memorandum from John Giliberti, City Attorney, regarding Towing Vehicles of Uninsured Motorists.
24. Mayor Morrissey announced officials from Illinois Department of Transportation will host an open house on the North Main Street Corridor on March 9, 2011 from 1:00 pm to 6:00 pm at Spectrum School, 2909 North Main Street.
25. Mayor Morrissey offered an update on House Bill 1673 which amends the Illinois Public Labor Relations Act. He mentioned testifying at a hearing on subject matter only in Springfield last week and encouraged municipalities throughout the state to support this piece of legislation.
26. Mayor Morrissey invited council and community members to attend the State of the City Address on Thursday, March 10, 2011 at 6:00 pm at the Coronado Theatre.
27. Mayor Morrissey announced the payment center will be closed Thursday morning, March 10, 2011 for a systems software update. Any payments can be made at currency

exchanges located at West State Street Currency, Kishwaukee Currency, Charles Street Currency, 11th Street Currency and Rockford's Best Currency.

28. Deputy Chief Hopkins, Rockford Police Department, made a presentation of the new on-line reporting system, "We Want To Hear From You" located on the City of Rockford website, Police Department link, which makes reporting positive interactions or complaints easier.
29. Mayor Morrissey mentioned a Memorandum from Jennifer Cacciapaglia, City Attorney, has been distributed for review regarding Senate Bill 2164. This bill poses a threat to the City's ability to effectively and efficiently enforce serious code violations. He encouraged council members to review the memo and contact himself or Jennifer Cacciapaglia, Legal Department with questions or concerns.
30. Alderman Timm thanked Mayor Morrissey, Police, Legal and Community Development Departments for their continued assistance with an on-going problem with a business in his ward.
31. Alderman Timm encouraged all to attend the St. Bernadette's Annual Health Fair on Saturday, March 12, 2011 from 9:00am-2:00pm. Personnel from the Rockford Fire Department will be available to check cholesterol and blood pressure as well as staff from the Public Works Department answering questions and concerns regarding the proposed 1% sales tax.
32. Alderman Hervey also mentioned her concerns with Senate House Bill 2164 and stated she is writing a letter to Senator Syverson imploring him not to continue sponsorship of Senate House Bill 2164. She encouraged neighborhood associations to contact her with any questions or concerns #815/968-7682.

UNFINISHED BUSINESS

2011-058CR

33. Alderman Johnson moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the request for sale of liquor by the drink in conjunction with a sit down restaurant in a C-2, Limited Commercial District in the name of **Mayra Gisela Fernandez d/b/a Isla Del Mar Restaurant** located at 623 Kishwaukee Street. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED (Ald. Beach voted no; Ald. Thompson-Kelly, Beck, McNeely absent).

2011-059CR

34. Alderman Johnson moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from C-1, Limited Office District to C-2, Limited Commercial District at 1215 Parkside Drive. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED (Ald. Thompson-Kelly, Beck, McNeely absent).

2011-060CR

35. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending the award for EMS Billing be made to MED3000, of Miamisburg, Ohio. The funding source is Finance Department Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Beach, Timm, Elyea, Robertson -11-
Nays: -0-
Absent: Thompson-Kelly, Beck, McNeely -3-

2011-061CR

36. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending the award for Engineering Agreement: Springbrook Road Reconstruction be made to Municipal Design and Environmental Services, Inc. to perform design and construction engineering for a total not to exceed cost of \$38,200.00. The funding for this project will come from Sales Tax funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Beach, Timm, Elyea, Robertson -11-
Nays: -0-
Absent: Thompson-Kelly, Beck, McNeely -3-

2011-062CR

37. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of Intergovernmental Agreement with Rockford Mass Transit District providing a written guarantee securing a revolving line of credit at an amount not to exceed 1,500,000 with J.P. Morgan Chase Bank, N.A., of Rockford, Illinois, this guarantee shall be reviewed annually, and the Legal Department be instructed to prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Beach, Timm, Elyea, Robertson -11-
Nays: -0-
Absent: Thompson-Kelly, Beck, McNeely -3-

2011-063CR

38. Alderman Jacobson moved the adoption of a Planning and Development Committee Report recommending approval of the Rockford Area Convention and Visitor's Bureau (RACVB) Operating & Lease Agreement. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Beach, Timm, Elyea, Robertson -11-
Nays: -0-
Absent: Thompson-Kelly, Beck, McNeely -3-

NEW BUSINESS

2011-024-O

39. Alderman Johnson introduced and read an Ordinance amending Article 62 and Article 21-001-B, of the Zoning Ordinance of the City of Rockford for a Zoning Map Amendment from C-1, Limited Office District to C-2, Limited Commercial District at 1215 Parkside Drive.

Approval is based on the Findings of Fact.

Alderman Johnson moved to suspend Rule 11, seconded by Alderman Wasco. MOTION PREVAILED (Ald. Thompson-Kelly, Beck, McNeely absent). The Ordinance was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Hervey, Jacobson, Johnson, Beach,
Timm, Elyea, Robertson -11-
Nays: -0-
Absent: Thompson-Kelly, Beck, McNeely -3-

MOTIONS AND RESOLUTIONS

40. Alderman Jacobson, on behalf of the Planning and Development Committee moved the adoption of a Resolution that the City of Rockford Requests the assistance and participation of the Illinois Environmental Protection Agency and Resolves to assist them in any manner that will provide for the timely and comprehensive environmental investigation of the properties in order the seek Brownfield assistance for the redevelopment of the properties.

This resolution was read in, in error. Resolution #2011-017R was read in last week and passed.

OFFICERS REPORTS

41. Mayor Morrissey reported Embry Riddle Aeronautical University will not be making a decision this month on the location of their third campus. He encouraged support for the Embry Riddle scholarship fund.
42. Upon motion duly made and seconded, the meeting was adjourned at 7:08 p.m.

Respectfully submitted,

Diane Reed
City Council Clerk

[The meeting was taped in its entirety, and the tape is on file in the Legal Department]

CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS
City Council Chambers, 2ND floor City Hall
425 E. State Street, Rockford
March 14, 2011
6:00 P.M.
AGENDA

The following represents, in general, the chronological order of proceedings at the City Council meeting:

- Call to Order by the Mayor
- Invocation and Pledge of Allegiance
- Roll Call and determination of quorum
- Acceptance of Journal of Proceedings
- Public Hearing
- Public Participation
- Petitions and Communications
- New Committee Reports (Reports of Standing Committees – Code and Regulation, Finance and Personnel, Planning and Development - and other select committees)

I. NEW COMMITTEE REPORTS TO BE READ IN MARCH 14, 2011

A. CODE AND REGULATIONS

1. Beck - Amendment to hours of Sunday sale of liquor.

UNFINISHED BUSINESS

II. COMMITTEE REPORTS LAID OVER MARCH 7, 2011

1. Jacobson - Planning and Development - Recommending approval of the Grant Agreement: HUD EDI – Renaissance Corners Project. The Legal Director shall prepare the appropriate ordinance.
2. Johnson - Codes and Regulations - Recommending that Chapter 3 of the City of Rockford Code of Ordinances governing Alcohol be renewed to allow for the continuation of Festival Zones and SPF class liquor licenses, as attached hereto. The Legal Director shall prepare the necessary ordinance.
3. Johnson - Codes and Regulations - Recommending the approval of the Outdoor Design Standards Guidelines governing Sidewalk Cafes.
4. Johnson - Codes and Regulations - Recommending Sections 101, 102 and 103 of Chapter 3 of the City of Rockford Code of Ordinances governing Sidewalk Café's be stricken. The Legal Director shall prepare the necessary ordinance.

5. Johnson - Codes and Regulations - Recommending Chapter 26, Article II of the City of Rockford Code of Ordinances governing Obstructions and Encroachments on Streets, Sidewalks And Other Public Places be amended to include the regulation of Sidewalk Cafes and Festival Zone Vending, as attached. The Legal Director shall prepare the necessary ordinance.
6. Johnson - Codes and Regulations - Recommending the approval of the outdoor design standards, Chapter 5, Article III, Division 6 and Division 8 of the City of Rockford Code of Ordinances governing Mall Vending and Transient Vendors be stricken. The Legal Director shall prepare the necessary ordinance.
7. Johnson - Codes and Regulations - Recommending the approval of the Intergovernmental Agreement Amendment for Fiber Optic between Winnebago County and the City of Rockford. The Legal Director shall prepare the necessary Ordinance.

- Motions and Resolutions

IV. MOTION AND RESOLUTIONS

1. Beck - Rock River Valley Blood Center's Red Shoe Run; 4/9/11

V. NEW BUSINESS (note: Ordinances may be read in under New Business and Rule 11 suspended and final vote taken. Committee Reports would have previously been voted on).

1. Hervey – Intergovernmental Agreement with Rockford Mass Transit District providing a written guarantee securing a revolving line of credit at an amount not to exceed 1,500,000 with J.P. Morgan Chase Bank, N.A., of Rockford, Illinois, this guarantee shall be reviewed annually.
2. Jacobson - Rockford Area Convention and Visitor's Bureau (RACVB) Operating & Lease Agreement.
3. Johnson - Request for sale of liquor by the drink in conjunction with a sit down restaurant in a C-2, Limited Commercial District in the name of Mayra Gisela Fernandez d/b/a Isla Del Mar Restaurant located at 623 Kishwaukee Street.

* same action taken before

- Adjournment

* * * * *

POSSIBLE ADDITIONAL ITEMS:

The following items appear on the City Council Standing Committee Agendas as noted. Items may receive a vote at committee and come before the first City Council meeting held after the

committee meeting. Rule 11 can be suspended and final vote taken on said items at the City Council meeting (no rule suspension is necessary to take a vote on vouchers).

CODE AND REGULATION COMMITTEE

Monday, March 14, 2011, 5:15 p.m.

Conference Room A, City Hall 2nd floor (north room)

AGENDA

1. C&R 10-158 Amendment to hours of Sunday sale of liquor
2. C&R 11-19 Special Event: RRVBC Red Shoe Run – 4/19/11
3. C & R 11-31 Closed Session for Purposes of Pending or Threatening Litigation and/or Land Acquisition

FINANCE AND PERSONNEL COMMITTEE

Monday, March 14, 2011, 5:15 p.m.

Conference Room B, City Hall 2nd floor (south room)

AGENDA

1. Purchasing and Vouchers
 - A. Award of Proposal: Code Violation Hearing Officer
 - B. Award of Bid: Traffic Signs, Blanks and Posts – Suspend rules
 - C. Award of Engineering Agreement: South Main Rail Yards
 - D. Engineering Agreement: Rockford Junction Track Improvements – Suspend rules
 - E. Resolution to take Bids
 - F. Vouchers

PLANNING AND DEVELOPMENT COMMITTEE

Monday, March 14, 2011, _____ p.m.

CD Conference Room, City Hall 2nd floor

AGENDA

No Meeting Scheduled.

LEGISLATIVE LOBBYING COMMITTEE

Monday, March 14, 2011, _____ p.m.

Conference Room A, City Hall 2nd floor (north room)

AGENDA

No Meeting Scheduled.